

Entered 10-1-01 sb
CL 01L0611 GWENDOLYN BURNS

05- R -1031

CLAIM OF: NINA C. ROBINSON
1476 E. Tanners Creek Drive
Norfolk, VA 23513

For damages allegedly sustained when personal property was not signed into the property unit by Atlanta Police following an automobile accident on September 20, 2001 at Interstate 285 and Jonesboro Road, SE.

THIS ADVERSED REPORT IS
APPROVED

BY:


JERRY L. DELOACH
DEPUTY CITY ATTORNEY

ADVERSE REPORT

PUBLIC SAFETY &

LEGAL ADMINISTRATION COMMITTEE

DATE:

6/14/05

CHAIR:

Clara Henderson

C. T. Maylin

Jayme Shepherd

Hunt Shuck

Wayne D. Dore

Clara Smith

ADVERSED BY
CITY COUNCIL

JUN 14 2005



OFFICE OF MUNICIPAL CLERK

HONDA DAUPHIN JOHNSON, CMC
MUNICIPAL CLERK

June 22, 2005

55 TRINITY AVENUE, S.W.
SECOND FLOOR, EAST
SUITE 2700
ATLANTA, GEORGIA 30335
(404) 330-6033
FAX (404) 658-6103

Nina C. Robinson
1476 Tanners Creek Dr.
Norfolk, VA 23513

05-R-1031

Dear Ms. Robinson:

I sincerely regret that you have been adversely affected by the circumstances raised in your claim for damages against the City of Atlanta. Your time and patience in this matter has been greatly appreciated.

However, I must notify you that the Atlanta City Council Adopted an Adverse Report on your claim at its regular meeting on June 20, 2005. In consultation with the City's Law Department, who conducted an investigation of the situation, the Council has determined that the City cannot accept responsibility for this matter and therefore cannot pay this claim.

If you desire any further information, please contact the **City Attorney's Office/Claims Division at (404) 330-6400.**

Sincerely,

Rhonda Dauphin Johnson, CMC
Municipal Clerk

cc: Claims Division/Law Department

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 01L0611

Date: June 1, 2005

Claimant /Victim NINA C. ROBINSON
BY: (Atty) (Ins. Co.) _____
Address: 1476 E. Tanners Creek Drive, Norfolk, Virginia 23513
Subrogation: _____ Claim for Property damage \$ 424.75 Bodily Injury \$ _____
Date of Notice: 9/25/01 Method: Written, Proper X Improper _____
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 9/20/01 Place: Interstate 285 7 Jonesboro Road, NE
Department POLICE Division: _____
Employee involved _____ Disciplinary Action: _____

NATURE OF CLAIM: Claimant alleges that her personal property was stolen out of her automobile as a result of Atlanta Police's failure to place the items in the property unit. However, the claimant has failed to pursue her claim.

INVESTIGATION:

Statements: City employee _____ Claimant _____ Others _____ Written _____ Oral _____
Pictures _____ Diagrams _____ Reports: Police X Dept Report X Other X
Traffic citations issued: City Driver _____ Claimant Driver _____
Citation disposition: City Driver _____ Claimant Driver _____


BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial _____
Improper Notice _____ More than Six Months _____ Other X Damages reasonable _____
City not involved _____ Offer rejected _____ Compromise settlement _____
Repair/replacement by Ins. Co. _____ Repair/replacement by City Forces _____
Claimant Negligent _____ City Negligent _____ Joint _____ Claim Abandoned X

Respectfully submitted,


INVESTIGATOR - GWENDOLYN BURNS

RECOMMENDATION:

Pay \$ _____ Adverse X Account charged: 1A01 _____ 2J01 _____ 2P01 _____ 2H01 _____
Claims Manager:  Concur/date 06/02/2005
Committee Action: _____ Council Action _____

RCS# 6751
6/20/05
3:36 PM

Atlanta City Council

Regular Session

CONSENT I CONSENT I PG(S) 4-21 05-R-1086 05-R-1084
 05-O-0972 05-R-1093 05-O-0906 05-R-0905
 ADOPT

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 0
ABSENT 2

| | | | |
|-----------|-------------|-----------|------------|
| Y Smith | Y Archibong | Y Moore | Y Mitchell |
| Y Starnes | Y Fauver | Y Martin | Y Norwood |
| Y Young | B Shook | B Maddox | Y Willis |
| Y Winslow | Y Muller | Y Sheperd | NV Borders |

CONSENT I

| | | 6/20/05 |
|-----------------------------|-----------------------------|-----------------------------|
| ITEMS ADOPTED ON CONSENT | ITEMS ADOPTED ON CONSENT | ITEMS ADVERSE ON CONSENT |
| 1. 05-O-1075 | 31. 05-R-1069 | 55. 05-R-1023 |
| 2. 05-O-1076 | 32. 05-R-1072 | 56. 05-R-1024 |
| 3. 05-O-1078 | 33. 05-R-0903 | 57. 05-R-1025 |
| 4. 05-O-1101 | 34. 05-R-1062 | 58. 05-R-1026 |
| 5. 05-O-1102 | 35. 05-R-1063 | 59. 05-R-1027 |
| 6. 05-O-1103 | 36. 05-R-1064 | 60. 05-R-1028 |
| 7. 05-O-1089 | 37. 05-R-1054 | 61. 05-R-1029 |
| 8. 05-O-1099 | 38. 05-R-1055 | 62. 05-R-1030 |
| 9. 05-O-0904 | 39. 05-R-1056 | 63. 05-R-1031 |
| 10. 05-O-0910 | 40. 05-R-1057 | 64. 05-R-1032 |
| 11. 05-O-0911 | 41. 05-R-1073 | 65. 05-R-1033 |
| 12. 05-O-0912 | 42. 05-R-1074 | 66. 05-R-1034 |
| 13. 05-O-0916 | 43. 05-R-1108 | 67. 05-R-1035 |
| 14. 05-O-0968 | 44. 05-R-1116 | 68. 05-R-1036 |
| 15. 05-O-0976 | 45. 05-R-1117 | 69. 05-R-1037 |
| 16. 05-O-1080 | 46. 05-R-0819 | 70. 05-R-1038 |
| 17. 05-O-0981 | 47. 05-R-1043 | 71. 05-R-1039 |
| 18. 05-O-0982 | 48. 05-R-1044 | 72. 05-R-1040 |
| 19. 05-O-1085 | 49. 05-R-1047 | 73. 05-R-1041 |
| 20. 05-O-1104 | 50. 05-R-1049 | 74. 05-R-1042 |
| 21. 05-O-1105 | 51. 05-R-1019 | |
| 22. 05-O-1106 | 52. 05-R-1020 | |
| 23. 05-O-0960 | 53. 05-R-1021 | |
| 24. 05-O-0961 | 54. 05-R-1022 | |
| 25. 05-R-1060 | | |
| 26. 05-R-1061 | | |
| 27. 05-R-1077 | | |
| 28. 05-R-1098 | | |
| 29. 05-R-1067 | | |
| 30. 05-R-1068 | | |